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Attorney Docket No. <u>06053/LH</u>

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Kenji KAWANO et al

Serial No. : 10/566,735

Filed: February 11, 2006

For : MONITOR PHOTODETECTOR-

EQUIPPED OPTICAL MONITOR

Art Unit : 2874

Examiner : Not yet assigned

Conf. No. : 9728

Customer No.: 01933

INFORMATION DISCLOSURE STATEMENT WITH STATEMENT UNDER 37 CFR 1.97(e) AND STATEMENT UNDER 37 CFR 1.704(d)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SIR:

Submitted herewith are the following:

- (1) Copy of a Japanese Office Action dated February 6, 2007 (and English translation thereof) issued in a counterpart Japanese application;
- (2) A copy of cited Japanese Kokai Publication No. 06-186451; and
- (3) Form PTO/SB/08A.

An English translation of said Japanese Office Action is provided, thereby satisfying the requirements for a concise explanation of relevance for any non-English language publications cited therein (MPEP 609.04 (a) III).

An English language Abstract is provided for the cited Japanese document.

Copies of Japanese Kokai Publication Nos. 08-194195, 03-145623, 2003-233047 and 2001-281507, cited in the Japanese Office Action submitted herewith, were submitted to the USPTO

CERTIFICATE OF FACSIMILE TRANSMISSION

TRANSMISSION TO NO. 1-571-273-8300 TOTAL PAGES: 10

I hereby certify that this paper is being facsimile transmitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

on the date noted below.

Dated: March 1, 2007

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by credit card payment, authorization to charge the extension fee, or any other fee required in connection with this Paper to Account No. 06-1378.

concurrently with the filing of the original application papers. Therefore, Japanese Kokai Publication Nos. 08-194195, 03-145623, 2003-233047 and 2001-281507 are neither submitted herewith nor identified on the attached Form PTO/SB/08A.

## STATEMENT UNDER 37 CFR 1.97(e) (1)

Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the present Information Disclosure Statement. Said Communication bears a mailing date of <u>February 6, 2007</u>.

## STATEMENT UNDER 37 CFR 1.704(d)

Each item of information contained in this Information Disclosure Statement was cited in said communication from a foreign patent office in a counterpart application, and this communication was not received by any individual designated in \$1.56(c) more than thirty days prior to the filing of the present Information Disclosure Statement.

It is requested that an initialed copy of the Form PTO/SB/08A be returned to indicate that the publication listed therein has been considered and made of record.

Respectfully submitted,

Leonard Holtz, Esq. Reg. No. 22,974

Encs.

Dated: March 1, 2007

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Please type a plus sign (+) inside this box -> PTO/SB/08A (08-00) U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE 10/566,735 **Application Number** Substitute for Form 1449A/PTO February 11, 2006 Filing Date INFORMATION DISCLOSURE Kenji KAWANO et al First Named Inventor STATEMENT BY APPLICANT 2874 Group Art Unit Examiner Name 06053/LH Attorney Docket Number of Sheet **U.S. PATENT DOCUMENTS** Relevant Name of Patentee or Kind Publication Date MM-DD-YYYY Exam. Cite Code<sup>2</sup> **Document Number Applicant** Portion No<sup>1</sup> Inits\* **FOREIGN PATENT DOCUMENTS** Relevant Name of Patentee or Kind Publication Date MM-DD-YYYY Cite No<sup>1</sup> Exam Portion Code<sup>5</sup> **Applicant** Document Number⁴ Offc3 Inits\* 06-186451 07-08-1994 JP

Date

Considered

DATE MAILED: March 1, 2007

Examiner

Signature \* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that Issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Place a check here If English translation is attached.